

Probate Notes for March 10, 2010

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. If you wish to continue a matter, please contact the civil division at (530) 406-6704. If you have questions, you may contact the probate examiner at (530) 406-6802 between the hours of 2 and 4 p.m.

CASE: Estate of Marion Helen Acedo
Case No. CV PB 09-92

It is recommended to approve the report by personal representative and to grant the petition for settlement, for attorney's fees, and for distribution without rendering an account.

CASE: Estate of Ruth Howe
Case No. CV PB 08-165

The following are noted:

- (1) The Summary of Account on page 9 of the first and final report and account references Schedules A and B. No such schedules were filed.
- (2) The Summary of Account on page 3 of the first and final report and account references Schedule 1 as a schedule of disbursements. No schedule for disbursements was filed.
- (3) The page labeled "Schedule 1" shows "Income Received." The amount of such income (\$762.01) is not reflected in the Summary of Account.
- (4) Petitioner did not provide a schedule for the property on hand.
- (5) A detailed account has not been provided for the \$19,213.01 "Cost of sale of house" item listed in the Summary of Account.
- (6) The items listed under credits in the Summary of Account on page 9 of the first and final report and account total \$241,338.37, not \$241,237.87. The total credits and total charges do not balance.
- (7) Petitioner does not provide sufficient detail for the \$5,220.97 in expenses for which she seeks reimbursement. For example, there is insufficient explanation for the \$510.00 Code enforcement item and the expenses listed as "Miscellaneous."
- (8) There is insufficient explanation for the valuation of the various items of damage allegedly caused by Michael Shoup to the decedent's property.
- (9) Petitioner did not provide a proposed order.

CASE: Estate of Susan Irene
Case No. CV PB 09-46

It is recommended to approve the first and final account and report of the executor and to grant the petition for its settlement, for allowance of compensation to executor and attorney for ordinary services and to attorney for extraordinary services, and for final distribution.